

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

PULLEN SEEDS AND SOIL, on behalf  
of itself, and all other similarly situated,

Plaintiff,

V.

MONSANTO COMPANY,

Defendant.

C.A. No. 06-599 (SLR)

WADE FARMS, WHITTINGTON &  
SUMNER FARMS, CLIFFORD F.  
DANCE, D/B/A CLIFFORD DANCE  
FARMS, and all other similarly  
situated,

Plaintiffs,

V.

MONSANTO COMPANY,

Defendant.

C.A. No. 06-600 (SLR)

**STIPULATION AND AGREEMENT PERTAINING TO EXPERT DISCOVERY**

The parties hereto, through their respective counsel of record, hereby stipulate to the following regarding the scope of expert discovery and testimony relating to experts in this matter.

1. In order to avoid consuming the parties' and the Court's time and resources on potential discovery issues relating to experts, the parties have agreed to certain limitations on the scope of expert-related discovery and testimony in this matter.

2. The following categories of data, information, or documents need not be disclosed by the parties or their experts, and are outside the scope of permissible discovery (including deposition question):

(a) Draft reports; and/or

- (b) Any oral or written communication between an expert witness and (i) the expert's assistants, clerical or support staff and/or (ii) attorneys for the party offering the testimony of such expert witness, unless the expert witness is relying upon the aforementioned communications as part of his/her opinions in this matter.

3. The parties agree to comply with this Stipulation and Agreement regardless of the scope of the expert discovery ordered in any other matter.

STIPULATED AND AGREED TO on May 3, 2007.

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Counsel for MONSANTO COMPANY

IT IS HEREBY SO ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2007.

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Honorable Sue L. Robinson  
United States District Judge

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